

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Prisons Department - NHRC Case No.938/1/7/2007-08-AD/UC - Death of Undertrial Prisoner No.2589, E. Laxmaiah involved in Crime No.274/2003 – National Human Rights Commission recommended to pay an sum of Rs.3,00,000/- as monetary relief to the next kin of the deceased – Sanction accorded – Orders – Issued.

HOME (PRISONS-HRC) DEPARTMENT

G.O.RT.NO. 1582

DATED:19-07-2013

Read the following:

- 1.From Assistant Registrar (Law), NHRC, Show Cause Notice No.938/1/7/2007-08-AD/UC, dated 17-01-2013.
- 2.From Director General of Prisons & Correctional Services, A.P., Hyderabad, Letter No.Jud-3/1157/2007, dated 15-05-2013 addressed to the NHRC.
- 3.Government Letter No.13983/Pri.HRC/2013-2, dated 22-05-2013.
- 4.From the Assistant Registrar (Law), National Human Rights Commission, New Delhi, Letter No. 938/1/7/2007-08-AD/UC dated 18/20-06-2013.

ORDER:

In the reference first read above, the National Human Rights Commission has issued Show Cause Notice u/s 18 (a) (i) of Protection of Human Rights Act, 1993 to the Government to show cause as to why monetary relief should not be recommended to be paid to the next kin of the Undertrial Prisoner No.2589, E. Laxmaiah.

2. In the reference second read above, the Director General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad has furnished reply to the Show Cause Notice directly to the National Human Rights Commission, New Delhi marking a copy to the Government. Accordingly, the Government vide letter third read above also furnished a copy of the detailed report to the National Human Rights Commission for placing the same before the Hon'ble Commission.

3. In the reference fourth read above, The Assistant Registrar (Law), vide letter, dated 18/20-06-2013 has stated that no reply has been received from the Government of Andhra Pradesh and hence the Commission assumes that the Govt. has no views on the matter. Further the Undertrial Prisoner, E. Laxmaiah was not provided adequate treatment in the jail and therefore, the Commission recommends the Government to pay a sum of Rs.3.00 lakhs (Rupees three lakhs only) as monetary relief to the next kin of the deceased prisoner, E. Laxmaiah and furnish proof of payment within eight weeks i.e., by 20-08-2013.

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4. The Government after careful examination, hereby accord sanction for an amount of Rs.3,00,000/- (Rupees three lakh only) towards payment of compensation to the legal heirs of the deceased Undertrial Prisoner No.2589, E. Laxmaiah who expired on 23-10-2007 as directed by the National Human Rights Commission, New Delhi.

5. The amount sanctioned in para (4) above shall be met from provision available under the Head of Account "2056 Jails – 101. Jails – SH (04) Jails – 500 Other Charges -501 Compensation (Non Plan)".

6. The Director General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad, is authorized to draw the amount sanctioned in para 4 above and to place the above said amount at the disposal of the Collector & District Magistrate, Nalgonda for making payment to the legal heirs of the Undertrial Prisoner No.2589, E. Laxmaiah and submit the proof of payment to the Government within 15 days from the date of receipt of the G.O.

7. The Director General of Prisons and Correctional Services Andhra Pradesh, Hyderabad, shall take necessary action accordingly.

8. This order issues with the concurrence of Finance (Exp.Home) Department, vide their UO No.19005/349/Exp.Home.II/2013, dated: 15-07-2013.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PRABHAKAR D.THOMAS
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Director General of Prisons and Correctional Services, A.P.,
Hyderabad.

The Collector & District Magistrate, Nalgonda.

The Joint Registrar (Law), National Human Rights Commission,
Faridkot House, Copernicus Marg, New Delhi.

The Accountant General, (A&E), A.P., Hyderabad.

The Director of Treasuries & Accounts, A.P., Hyderabad.

The Pay & Accounts Officer, Hyderabad.

Copy to:

The General Administration (HRC) Department.

The Finance (Exp.Home) Department.

The Finance (BG) Department.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER